

#12

## PATENT APPLICATION

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

FAX RECEIVED

TOGASHI et al.

Art Unit: 2652

MAY 07 2003

Application No.: 09/518,729

Examiner: A. Castro

PETITIONS OFFICE

Filed: March 3, 2000

Attorney Docket No.: 107156-00001

For: DISC CHANGER

**REQUEST FOR RECONSIDERATION UNDER 37 C.F.R. 1.181**

Attn: Office of Petitions  
Commissioner for Patents  
BOX DAC  
Washington, D. C. 20231

Date: October 3, 2002

Sir:

This is in response to a Decision on Petition to Withdraw Holding of Abandonment dated August 20, 2002 (Paper No. 10). Upon further research, it has been discovered that the Office had been advised as to the change in correspondence address prior to the mailing of the Notice of Allowance. Applicants hereby submit a copy of an e-mail dated May 31, 2001 from the office of the undersigned to the U.S. Patent and Trademark Office which changes the undersigned's address for all of the listed cases. The above-identified application is specifically listed on page 11.

Applicants respectfully submit that the Notice of Allowance was never received by Applicant's Representative even after a change of the undersigned's address had been submitted prior to the issuance of the Notice of Allowance.

In view of the evidence submitted herewith showing that the Notice of Allowance was not received by Applicant's Representative prior to the expiration of the statutory

period for the payment of the Issue Fee and that the Notice of Allowance was not mailed to the proper address of record as of May 31, 2001, it is respectfully submitted that the abandonment of the application is improper. Therefore, it is respectfully requested that the abandonment of the application be withdrawn and a new Notice of Allowance be sent to the undersigned.

In the event that any fees are due with respect to this paper, please charge our Deposit Account No. 01-2300.

Respectfully submitted,  
**SIGNATURE ON ORIGINAL**

George E. Oram, Jr.  
Attorney for the Applicant  
Registration No. 27,931

Customer No. 004372  
ARENT FOX KINTNER PLOTKIN & KAHN, PLLC  
1050 Connecticut Avenue, NW, Suite 400  
Washington, D. C. 20036-5339  
Tel: (202) 857-6000  
Fax: (202) 638-4810  
GEO/lw

Enclosures:  
E-mail Notification of Change of Name and Address

**Drosos, Margaret**

**From:** Drosos, Margaret  
**Sent:** Thursday, May 31, 2001 11:35 AM  
**To:** 'Stacy.Fuller@USPTO.GOV'  
**Subject:** RE: Error Report for Customer Number 04372



04372Cusno.xls

Here it is. I hope I marked it appropriately so that it is clear.

-----Original Message-----

**From:** Stacy.Fuller@USPTO.GOV [mailto:Stacy.Fuller@USPTO.GOV]  
**Sent:** Wednesday, May 30, 2001 9:35 AM  
**To:** DrososM@ARENTFOX.COM  
**Subject:** RE: Error Report for Customer Number 04372

Attached is the original error report. This is a new process for all of us and we'll get it figured out eventually.

Thank you very much for your assistance and you should have access to your files in PAIR by the beginning of next week.

Thanks again,  
Stacy

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**From:** Fuller, Stacy  
**Sent:** Tuesday, May 22, 2001 1:10 PM  
**To:**  
**Subject:** Error Report for Customer Number 04372

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08099566	NIKAIDO, MARMELSTEIN, MURRAY & ORAM
09083120	NIKAIDO, MARMELSTEIN, MURRAY & ORAM
09731795	NIKAIDO, MARMELSTEIN, MURRAY & ORAM LLP
09731752	NIKAIDO, MARMELSTEIN, MURRAY & ORAM LLP
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**FACSIMILE TRANSMITTAL COVER SHEET**

Date/Time: May 7, 2003, 2:27 PM

No. of Pages: 6 **FAX RECEIVED**  
(Including Cover Sheet) **MAY 07 2003**

**PLEASE DELIVER TO:**

Name:

Kenya McLaughlin  
USPTO - Petitions Branch

Fax Number:

703 308-6916

Verify Number:

**PETITIONS OFFICE**

Attorney Number: 1549 Client-Matter Number: Ser. No. 09/518,729 (107156-00001)

Hard Copy Sent: No

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**Comments:**

As discussed, attached is a copy of the Request for Reconsideration under 37 CFR 1.181 together with a copy of the post card.

THIS FACSIMILE CONTAINS PRIVILEGED AND CONFIDENTIAL INFORMATION INTENDED ONLY FOR THE USE OF THE ADDRESSEE(S) NAMED ABOVE. IF YOU ARE NOT THE INTENDED RECIPIENT OF THIS FACSIMILE, OR THE EMPLOYEE OR AGENT RESPONSIBLE FOR DELIVERING IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION OR COPYING OF THIS FACSIMILE IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS FACSIMILE IN ERROR, PLEASE IMMEDIATELY NOTIFY US BY TELEPHONE AND RETURN THE ORIGINAL FACSIMILE TO US AT THE ADDRESS BELOW VIA THE POSTAL SERVICE. THANK YOU.

Please Call Our Fax Operator As Soon As Possible If Transmission Is Not Complete:  
202/857-6119

**Arent Fox Kintner Plotkin & Kahn, PLLC**  
1050 Connecticut Avenue, NW, Washington, D.C. 20036-5339

**Attorney Docket No. 107156-00001**

**U.S. Patent Application No.: 09/518,729**

**Filed: March 3, 2000 Applicants: TOGASHI et al.**

**Title: DISC CHANGER**

**Papers filed herewith on: October 3, 2002**

**The following papers are attached:**

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Copy of email dated May 31, 2001

**COMMISSIONER OF PATENTS**

**GEO/lw**



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GEO/lw

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